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FACSIMILE TRANSMISSION COVER SHEET

Date: December 10, 2004

To: United States Patent and Trademark Office
Examiner: Kevin M. Burd, Art Unit: 2631

Fax: (703) 872-9306

Re: **Application Serial No.: 09/264,065**
Filing Date: 3/8/1999; Inventor(s): Peshkin, et al.
Attorney Docket No.: 01CON222P

From: Farjami & Farjami LLP

Number of pages including the cover sheet: 22

Message:

Enclosed please find the Amendment and Response to Non-Final Office Action dated November 2, 2004. Payment for one new independent claim in the amount of \$200.00 is hereby enclosed on Form PTO-2038.

Thank you.

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DEC 10 2004

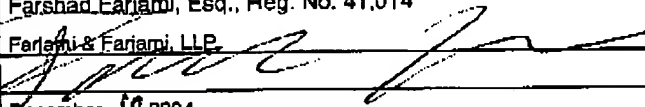
PTO/SB:21 (08-03)

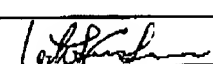
Approved for use through 07/31/2006. OMB 0851-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/264,065	
	Filing Date	3/8/1999	
	First Named Inventor	Joel D. Peshkin	
	Examiner Name	Kevin M. Burd	
	Art Unit	2631	
Total Number of Pages in This Submission	21	Attorney Docket Number	01CON222P

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Credit card payment form PTO-2038
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Farshad Farjani, Esq., Reg. No. 41,014
Signature	
Date	December 10, 2004

CERTIFICATE OF FACSIMILE TRANSMISSION			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO at facsimile number (703) 872-9308 on the date shown below.			
Type or printed name	Lesley L. Lam		
Signature		Date	December 10, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB-17 (10-03)

Approved for use through 07/31/2006 OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant Claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$200.00)

Complete if Known

Application Number 09/264,065
 Filing Date 3/8/1999
 First Named Inventor Joel D. Peshkin
 Examiner Name Kevin M. Burd
 Art Unit 2631
 Attorney Docket No. 01CON222P

METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit AccountDeposit Account Number
50-0731
Deposit Account Name
Farjami & Farjami, LLP.

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	2001	395	790	Utility filing fee	
1002	2002	170	340	Design filing fee	
1003	2003	265	530	Plant filing fee	
1004	2004	385	770	Reissue filing fee	
1005	2005	60	160	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
6	1	\$200	\$200

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
1202	2202	9	50	Claims in excess of 20	
1201	2201	44	200	Independent claims in excess of 3	
1203	2203	150	360	Multiple dependent claim, if not paid	
1204	2204	44	88	**Reissue independent claims over original patent	
1205	2205	9	18	**Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$200.00)

** or number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	2051	65	130	Surcharge - late filing fee or oath	
1052	2052	25	50	Surcharge - late provisional filing fee or cover sheet	
1053	1053	130	130	Non-English specification	
1812	1812	2,520	2,520	For filing a request for ex parte reexamination	
1804	1804	920*	920*	Requesting publication of SIR prior to Examiner action	
1805	1805	1,840*	1,840*	Requesting publication of SIR after Examiner action	
1251	2251	55	110	Extension for reply within first month	
1252	2252	210	420	Extension for reply within second month	
1253	2253	475	950	Extension for reply within third month	
1254	2254	740	1,480	Extension for reply within fourth month	
1255	2255	1,005	2,010	Extension for reply within fifth month	
1401	2401	165	330	Notice of Appeal	
1402	2402	165	330	Filing a brief in support of an appeal	
1403	2403	145	290	Request for oral hearing	
1451	2451	1,510	1,510	Petition to institute a public use proceeding	
1452	2452	55	110	Petition to revive - unavoidable	
1453	2453	665	1,330	Petition to revive - unintentional	
1501	2501	665	1,330	Utility issue fee (or reissue)	
1502	2502	240	480	Design issue fee	
1503	2503	320	640	Plant issue fee	
1460	2460	130	130	Petitions to the Commissioner	
1807	2807	50	50	Processing fee under 37 CFR 1.17(q)	
1806	2806	180	180	Submission of Information Disclosure Stmt	
8021	8021	40	40	Recording each patent assignment per property times number of properties	
1809	2809	385	770	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	2810	385	770	For each additional invention to be examined (37 CFR 1.129(b))	
1801	2801	385	770	Request for Continued Examination (RCE)	
1802	2802	900	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

SUBMITTED BY

Name (Print/Type)

Farhad Farjami Esq.

Registration No.
(Attorney/Agent)

41,014

Complete if applicable

Telephone

(949)282-1000

Signature

Date

12/10/04

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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<h1 style="text-align: center;">FEE TRANSMITTAL</h1> <h2 style="text-align: center;">for FY 2004</h2> <p style="text-align: center;"><small>Effective 10/01/2003. Patent fees are subject to annual revision.</small></p>		Complete if Known	
		Application Number	09/264,065
		Filing Date	3/8/1999
		First Named Inventor	Joel D. Peshkin
		Examiner Name	Kevin M. Burd
		Art Unit	2631
		Attorney Docket No.	01CON222P
<input type="checkbox"/> Applicant Claims small entity status. See 37 CFR 1.27			
TOTAL AMOUNT OF PAYMENT		(\$ 200.00)	

METHOD OF PAYMENT (check all that apply) <input type="checkbox"/> Check <input checked="" type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None <input checked="" type="checkbox"/> Deposit Account Deposit Account Number: 50-0731 Deposit Account Name: Farjami & Farjami, LLP. The Director is authorized to: (check all that apply) <input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s) <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.		FEE CALCULATION (continued) 3. ADDITIONAL FEES																																																																																																																																																																																																																			
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2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE <table border="1"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Small Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>1202</td> <td>50</td> <td>2202</td> <td>9</td> <td>Claims in excess of 20</td> <td></td> </tr> <tr> <td>1201</td> <td>200</td> <td>2201</td> <td>44</td> <td>Independent claims in excess of 3</td> <td></td> </tr> <tr> <td>1203</td> <td>360</td> <td>2203</td> <td>150</td> <td>Multiple dependent claim, if not paid</td> <td></td> </tr> <tr> <td>1204</td> <td>88</td> <td>2204</td> <td>44</td> <td>**Reissue independent claims over original patent</td> <td></td> </tr> <tr> <td>1205</td> <td>18</td> <td>2205</td> <td>9</td> <td>**Reissue claims in excess of 20 and over original patent</td> <td></td> </tr> </tbody> </table>		Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid	1202	50	2202	9	Claims in excess of 20		1201	200	2201	44	Independent claims in excess of 3		1203	360	2203	150	Multiple dependent claim, if not paid		1204	88	2204	44	**Reissue independent claims over original patent		1205	18	2205	9	**Reissue claims in excess of 20 and over original patent		SUBTOTAL (1) (\$) SUBTOTAL (2) (\$200.00) ** or number previously paid, if greater; For Reissues, see above																																																																																																																																																																															
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SUBMITTED BY		Registration No.		Telephone	
Name (Print/Type)	Farhad Farjami Esq.	(Attorney/Agent)	41,014		(949)282-1000
Signature		Date	12/10/04		

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Attorney Docket No.: 01CON222P
Serial No.: 09/264,065

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Peshkin, et al.	Group Art Unit: 2631
Application Serial No.: 09/264,065	Examiner: Burd, Kevin M.
Filed: March 8, 1999	
Title: Methods and Apparatus for Communicating Commands and Data Using Logical Channels	

AMENDMENT AND RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Examiner:

This Amendment and Response is in response to the *Non-Final* Office Action, dated November 2, 2004, in the above-referenced patent application. Please enter and consider the following amendments and remarks.

12/13/2004 EKOLI1 00000007 09264065

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